

Appl. No. 09/913,788  
Amdt. dated March 10, 2004  
Reply to Office Action of 01/28/04

## **REMARKS**

### **Formal Matters**

The Examiner has noted that the use of the trademark penetratines in the original application was improper in form in that the trademark was not capitalized and accompanied by the appropriate generic terminology. Applicant has submitted herewith a substitute specification under 37 CFR 1.125. The substitute specification clarifies the use of the trademark, above, which should be properly set forth as Penetratin<sup>TM</sup>, and adds the generic language "peptides" following each occurrence of the trademark. The substitute specification contains no new matter.

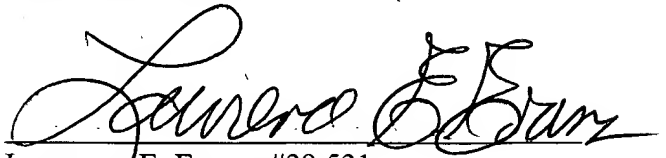
The Examiner has also noted that non-elected claims 9-21 and 23-24 should be cancelled. The Applicant has cancelled those claims with this Amendment. Further, the Applicant has amended allowed claims 22 and 25 in accordance with the proper use of the Penetratin<sup>TM</sup> trademark, as described above. No new matter has been added to the claims.

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Applicant respectfully requests a timely Notice of Allowance be issued in this case.

Respectfully submitted,

Date: March 10, 2004

A handwritten signature in black ink, appearing to read "Lawrence E. Evans", written over a horizontal line.

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